



WISCONSIN LEGISLATIVE COUNCIL RULES CLEARINGHOUSE

Ronald Sklansky
Clearinghouse Director

Richard Sweet
Clearinghouse Assistant Director

Terry C. Anderson
Legislative Council Director

Laura D. Rose
Legislative Council Deputy Director

CLEARINGHOUSE RULE 09-099

Comments

[NOTE: All citations to “Manual” in the comments below are to the Administrative Rules Procedures Manual, prepared by the Legislative Reference Bureau and the Legislative Council Staff, dated September 2008.]

2. Form, Style and Placement in Administrative Code

a. In s. Phar 7.095 (1) (a), it appears that the word “mental” should be inserted before the phrase “help center” in order to duplicate the language of s. 150.84 (2), Stats.

b. In s. Phar 7.095 (3) (a), the phrase “under s. 150.84 (2), Stats.,” is unnecessary because of the definition of the term “health care facility” in sub. (1) (a). The phrase should be deleted.

c. In s. Phar 7.095 (4) (a) (intro.), “all of the following” should be inserted after the word “states.” See also subs. (4) (a) 2. (intro.), (5) (intro.), and (7) (intro.) for appropriate indications to the reader of whether all or any of the requirements in the following subunits must be met.

d. Section Phar 7.095 (5) (c) should be rewritten to read: “Comply with federal law if a remote dispensing site dispenses controlled substances.” Similarly, sub. (6) (a) 4. should be rewritten to read: “Retain documentation of the monthly inspection visits at the remote dispensing site for two years.”

5. Clarity, Grammar, Punctuation and Use of Plain Language

a. In the rule preface discussion of Illinois rules, the consistent use of semi-colons and commas should be observed. In the sentence beginning with the phrase “Subjects covered

include,” it appears that a semi-colon should be inserted before the word “dispensing” and should be inserted after the word “delivery.”

b. Section Phar 7.095 (5) (a) provides that a remote dispensing site must comply with the requirements of s. Phar 7.01, including “visual access of prescription orders, labels, and dispensed product.” If the rule requires a site to comply with the requirements of s. Phar 7.01, why is special emphasis placed on prescription orders, labels, and dispensed product? It seems that a cross-reference to s. Phar 7.01 is sufficient.

c. In s. Phar 7.095 (6) (a) 3., the phrase “inventory; ensure” should be replaced by the phrase “inventory, to ensure” and the phrase “to ensure” should be inserted before the phrase “that remote dispensing.”